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f/k/a Facebook, Inc.; Facebook Holdings, LLC;
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*Additional parties and counsel listed on
signature pages*

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY PRODUCTS
LIABILITY LITIGATION

MDL No. 3047

Case No. 4:22-md-03047-YGR

THIS FILING RELATES TO: *S.M. individually
and on behalf of N.M. v. Meta Platforms et al.*,
4:23-cv-03978

**STIPULATED PROTOCOL FOR
PLAINTIFF MEDICAL EVALUATION**

The parties, by and through their undersigned counsel, hereby stipulate and agree to the following with regard to the mental examination (“ME”) of Plaintiff Nuala Mullen (“Mullen”) pursuant to Federal Rule of Civil Procedure 35.

1. This Protocol governs the nature of the ME to be conducted for Plaintiff Mullen.
2. The ME shall be conducted by Dr. Terry Schwartz, who is a “suitably licensed or certified examiner” under Rule 35(a).
3. The ME shall take place remotely, via Zoom, on July 3, 2025 at 1:00 pm EDT/10:00 am PDT.
4. The ME shall not last longer than three hours, not inclusive of any breaks.

1 5. The ME will be limited in scope to assessing the extent, nature, and possible cause(s) of
2 any mental or psychiatric disorders or illnesses. Dr. Schwartz will only conduct psychiatric and
3 psychological evaluations of Plaintiff and will not conduct any testing.

4 6. Neither party is entitled to videotape any portion of the ME. However, either party may
5 elect to record the examination by audio technology.

6 7. One counsel for Plaintiff may be present during the ME as an observer. An observer may
7 monitor the examination, but shall not participate in or disrupt it. Plaintiff's counsel will not discuss the
8 substance of the ME with Plaintiff during breaks. No family member or friend shall attend or be in the
9 room with Plaintiff Mullen while the ME is in progress.

10 8. The ME will be transmitted via Zoom with an audio and visual telecast, allowing additional
11 defense experts and plaintiffs' experts and counsel to observe virtually (with cameras off). If feasible, the
12 number of people in attendance will not be visible to the Plaintiff during the ME.

13 9. No family member or friend shall attend or observe the ME while the ME is in progress;
14 nor shall any such individual speak with or interact with Plaintiff Mullen during the entirety of the ME,
15 inclusive of any breaks.

16 10. No person other than those specifically mentioned in this stipulation shall be present during
17 the ME.

18 11. Defendants will provide Plaintiff's counsel with "a copy of the examiner's report, together
19 with like reports of all earlier examinations of the same condition" in accordance with the deadline for
20 Defendants' case-specific expert reports in Case Management Order No. 18. Defendants are entitled to
21 request and receive "like reports of all earlier or later examinations of the same condition" as provided by
22 the Rule. All drafts of such reports are considered privileged and need not be disclosed.

23 12. The parties to this lawsuit – Plaintiff Mullen and all Defendants – agree that no party,
24 counsel, witness, or any third-person shall mention or reference at the trial of this matter that this ME
25 occurred remotely, and not in-person. Nor shall any party, counsel, witness, or any third-person compare
26 the methods/means by which one party's expert examined Plaintiff Mullen compared to the other party's
27 expert's examination.

28 By stipulating to this agreement, the parties agree to abide by these protocols unless and

1 until the Court denies this stipulation.

2 **IT IS SO STIPULATED AND AGREED.**

3
4 DATED: July 2, 2025

Respectfully submitted,

5 /s/ Matthew Bergman

6 MATTHEW BERGMAN

7 GLENN DRAPER

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14 /s/ Ashley M. Simonsen

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ATTESTATION

I, Ashley M. Simonsen, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1, that the concurrence to the filing of this document has been obtained from each signatory hereto.

DATED: July 2, 2025

By: /s/ Ashley M. Simonsen
Ashley M. Simonsen